

ePHOENIX Reference Manager

attachment A

Application Number:

Application Number 09/828,615

Testing 638073 - Form PTO-1449, 25-JUN-2004, Paper Number 20040625

	Document Number	Date	Inventor Names	Classification
1	US-6,107,019	08-2000	Allaway et al.	435/5
2	US-6,344,545	02-2002	Allaway et al.	530/388.22
3	US-6,548,636	04-2003	Dragic et al.	530/328
22	US-2003/0092632	05-2003	Dragic et al.	514/15
23	US-2003/0228306	12-2003	Olson et al.	424/143.1

EAST Search String:

("6107019"|"6344545"|"6548636"|"20030092632"|"20030228306").PN.

attachment B

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published October 24, 2002 (**Exhibit 35**); and

42. PCT International Application Publication No. WO 03/072766,
published September 4, 2003 (**Exhibit 36**).

The Examiner is respectfully requested to make these references of record in the present application by initialing and returning a copy of the enclosed Form PTO 1449.

37 C.F.R. §1.98(a)(2)(iii) provides that an Information Disclosure Statement shall include, for each cited pending U.S. application, a legible copy of the application specification including the claims and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion. Under 37 C.F.R. §1.98(c), when the disclosures of two or more patents or publications listed in an Information Disclosure Statement are substantively cumulative, a copy of one of the patents or publications may be submitted without copies of the other patents or publications, provided it is stated that these other patents or publications are cumulative. In accordance with 37 C.F.R. §1.98(c), copies of some of the references listed above are not submitted herewith as they are cumulative.

A Specifically, U.S. Serial No. 09/888,938, filed June 25, 2001, is a continuation of U.S. Serial No. 10/831,823, filed April 2, 1997, which issued as U.S. Patent No. 6,344,545 B1 (reference 2). Therefore, a copy of U.S. Serial No. 09/888,938 is not attached hereto. However, in accordance with 37 C.F.R. §1.98(a)(2)(iii), a copy of the claims pending in U.S. Serial No. 09/888,938 is attached hereto as Exhibit 4.

B U.S. Serial No. 10/323,314, filed December 19, 2002 is a continuation of U.S. Serial No. 09/796,202, filed February 28,

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B (cont) → 2001, which issued as U.S. Patent No. 6,548,636 B2 (reference 3). Therefore, a copy of U.S. Serial No. 10/323,314 is not attached hereto. However, in accordance with 37 C.F.R. §1.98(a)(2)(iii), a copy of the claims allowed in U.S. Serial No. 10/323,314 is attached hereto as Exhibit 5.

C → U.S. Serial No. 09/852,238, filed May 9, 2001 and published May 6, 2004 as U.S. Patent Application Publication No. 2004/0086528 A1, is a continuation of 09/724,105, filed November 28, 2000, which is a continuation of U.S. Serial No. 08/874,618, filed June 13, 1997 (reference 14). ^{S/B 11} Therefore, ^{same class only} copies of U.S. Serial Nos. 09/724,105 and 09/852,238 are attached hereto. However, in accordance with 37 C.F.R. §1.98(a)(2)(iii), copies of the claims pending in U.S. Serial Nos. 09/724,105 and 09/852,238 are attached hereto as Exhibits 12 and 13, respectively.

D → U.S. Serial No. 10/763,545, filed January 23, 2004, is a continuation U.S. Serial No. 09/594,983, filed June 15, 2000 (reference ¹⁵~~20~~). Therefore, a copy of U.S. Serial No. 10/763,545 is not attached hereto. However, in accordance with 37 C.F.R. §1.98(a)(2)(iii), a copy of the claims pending in U.S. Serial No. 10/763,545 is attached hereto as Exhibit 24.

E → U.S. Serial No. 09/460,216, filed December 13, 1999, is a national stage application of PCT International Application Publication No. WO 98/56421, published December 17, 1998 (reference ³⁹~~30~~). Therefore, a copy of U.S. Serial No. 09/460,216 is not attached hereto. However, in accordance with 37 C.F.R. §1.98(a)(2)(iii), a copy of the claims pending in U.S. Serial No. 09/460,216 is attached hereto as Exhibit 25.

F References 6 and 7 are cumulative to each other since each contains an identical disclosure. Therefore, a copy of reference 7 is not enclosed.

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G References 8 and 9 are cumulative to each other since each contains an identical disclosure. Therefore, a copy of reference 9 is not enclosed.

H ? { References 11 and 12 are cumulative to each other since each contains an identical disclosure. Therefore, a copy of reference 12 is not enclosed.

I ? References 17, 18 and 19 are cumulative to each other since each contains an identical disclosure except that reference 19 contains an additional paragraph at the beginning of the application claiming the benefit of an earlier application, U.S. Provisional Application No. 60/112,532 (reference 18), and also provides the ATCC Accession Number for the PA10 antibody, which Accession Number is not provided in references 17 and 18. Therefore, copies of references 17 and 18 are not enclosed.

J 5 related to 2, not 26 { References 25 and 26 are cumulative to each other since each contains an identical disclosure. Therefore, a copy of reference 26 is not enclosed.

If a telephone conference would be of assistance in advancing the prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

Pursuant to 37 C.F.R. §1.97(c)(2) and 1.17(p), a fee of one hundred and eighty dollars (\$180.00) is required for filing the enclosed Supplemental Information Disclosure Statement. A fee of three hundred and eighty-two dollars (\$382.00) is also deemed necessary in connection with the filing of additional claims and multiple dependent claims in this Amendment. Finally, a fee of fifty-five dollars (\$55.00) is required for a one-month extension of time for responding to the February 23, 2004 Office Action.